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OCT 22 1985

Mr. Donald Oresman
Gulf Western Industries, Inc.
1 Gulf Western Plaza
New York, New York 10023

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R00307831
RCRA RECORDS CENTER

Dear Mr. Oresman:

RE: Eagle Signal Controls
Davenport, Iowa
EPA I.D. # IAD051001337

The Environmental Protection Agency (EPA) has been processing your request for termination of interim status. We apologize for any inconvenience resulting from our necessary delay in responding to your request. In order to accommodate your need for an expeditious termination of interim status and yet fully protect the rights and responsibilities of your facility, the public, and the state and federal governments, Region VII has developed the following approach to termination.

Acknowledgement and Waiver

For those facilities wishing to withdraw from the RCRA system without final disposition of the permit application, the provisions of 40 Code of Federal Regulations (CFR) 270.10(e)(5) must be met. That regulation states that failure to furnish a requested Part B application on time or to furnish in full the information required by the Part B application is grounds for termination of interim status. Your request for withdrawal from the RCRA system is being considered as an acknowledgement that if a Part B application were requested from your facility, you would choose not to furnish it to the Environmental Protection Agency (EPA). In light of that circumstance, termination of interim status is appropriate.

Enclosed please find an acknowledgement and waiver for signature on behalf of your facility. In addition to addressing the issue raised above concerning failure to submit a Part B permit application, the acknowledgement confirms the status of the facility relative to handling hazardous waste and to closure.

The above referenced facility has submitted a closure plan as required by the regulations found at 40 CFR 265.112(c). In order for us to proceed, it is necessary for you to waive your right to the 15-day period following interim status termination in which you may submit a closure plan.

WSTM:RCRA:STPG:Sandberg:pfb:x659:10/8/85

STPG

Sandberg
Sandberg 10/15/85

STPG

McLaughlin
McLaughlin 10/17

WSTM

Sanderson
MSS 10/15/85

RCRA

Wagoner
MSS for DTM 10/11

Solid Waste Management Units

Due to the November 8, 1984, Resource Conservation and Recovery Act (RCRA) amendments, it is necessary for us to ask for additional information prior to granting the final termination of interim status. Our questions are in regard to release of hazardous waste or hazardous waste constituents from any solid waste management unit, regardless of when the waste was placed in the unit, or whether the unit is closed.

Please advise us whether there may have been hazardous waste constituents released from each unit, by answering the questions on the attached information sheet. On each unit, you may provide your answer by circling appropriate items and writing in additional information where appropriate, or by preparing a separate letter of explanation. In either case, a company officer with personal knowledge of the answers should sign the response.

Your response should be submitted within 30 days of receipt of this letter and should be directed to:

Michael J. Sanderson
Chief, RCRA Branch
Environmental Protection Agency
726 Minnesota Avenue
Kansas City, Kansas 66101

This information is requested under the authority of RCRA Section 3007 (42 U.S.C. §6927). Failure to comply with this request may lead to further action under the authority of Section 3008 of RCRA (42 U.S.C. §6928).

If you have reason to believe the information which you submit constitutes legitimate trade secrets or business confidential information, and wish to assert a business confidentiality claim covering all or part of the information herein requested, you should place on (or attach to) the information, at the time it is submitted, a cover sheet, stamped, or typed legend, or other suitable form of notice employing language such as "trade secret" or "proprietary," or "company confidential." Information covered by such a claim will be disclosed by EPA only to the extent and by means of procedures set forth in Subpart B, Part 2, Code of Federal Regulations (41 FR 36906, September 1, 1976, as modified at 43 FR 39997, September 8, 1978). If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you.

Once my staff has reviewed the information, we will advise you as quickly as possible concerning your status relative to termination of interim status. If all information is in order, the EPA will initiate the public participation process. A Notice of Intent to Terminate Interim Status will be published, commencing the 45-day public comment period, as provided by 40 CFR Parts 124 and 265.

We advise the facility to maintain the applicable interim status standards and responsibilities until termination and closure requirements are completed and released by the EPA.

We appreciate your patience in this matter. If you have any questions please contact Faye Sandberg of my staff at (913) 236-2852.

Sincerely yours,

David A. Wagoner
Director, Waste Management Division



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
726 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

EPA ID: IAD051001337

ACKNOWLEDGEMENT AND WAIVER

The undersigned, owner or operator of Eagle Signal Controls hereby acknowledges and states as follows:

1. Eagle Signal Controls is not a hazardous waste treatment, storage, or disposal facility.
2. Eagle Signal Controls does not wish to continue to maintain Interim Status achieved pursuant to the Resource Conservation and Recovery Act (RCRA) and requests termination thereof.
3. I acknowledge that if requested to submit a Part B permit application, Eagle Signal Controls would not do so.
4. Eagle Signal Controls has submitted a closure plan to the IDWAWM.
5. Eagle Signal Controls hereby waives the 15-day period following termination of Interim Status to submit a closure plan.

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and that I am authorized to sign on behalf of Eagle Signal Controls.

Signature

Name and official title

Date